

**CERTIFICATE OF TRUST AGREEMENT**

BK 101 PG 673  
W.E. DAVIS CH. CLK.

THIS CERTIFICATE OF TRUST AGREEMENT, made as of this 29<sup>th</sup> day of January, 2004, at Southaven, Mississippi, between EMMA JEAN PHILLIPS of Hernando, Mississippi (hereinafter referred to as "Settlor") and EMMA JEAN PHILLIPS, (hereinafter referred to as "Trustee").

For the purpose of evidencing of record the existence of the EMMA JEAN PHILLIPS FAMILY TRUST, and the power of the Trustee hereunder to hold and deal with the assets of said trust, this instrument is being executed and may be recorded pursuant to the intention of the original EMMA JEAN PHILLIPS FAMILY TRUST.

The undersigned Settlor and Trustee, being first duly sworn on oath according to law, does hereby declare and certify the following:

1. This Affidavit of Trust relates to the EMMA JEAN PHILLIPS FAMILY TRUST, dated January 29, 2004 (the "Trust").
2. The name and address of the Grantor/Settlor is: EMMA JEAN PHILLIPS, 441 Fairway Oaks, Hernando, Mississippi 38632.
3. The name and address of the Trustee empowered to act under the Trust at the time of the execution of this Certificate is: EMMA JEAN PHILLIPS, 441 Fairway Oaks, Hernando, Mississippi 38632.
4. The Successor Trustees designated in the under the Trust Agreement are:
  - a. DOUGLAS P. PHILLIPS, P.O. Box 10348, Searcy, AR 72149
  - b. RODNEY W. PHILLIPS, 660 Lakemont Drive, Brandon, FL 33510
5. The Anticipated date of Termination of this trust shall be: upon final distribution of Trust assets pursuant to the terms and conditions of the Trust Agreement following the death of Settlor.
6. The real property to be conveyed into this Trust in DeSoto County, Mississippi is described as follows: Lot 168, Fairway Oaks Subdivision, situated in Section 6, Township 3 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 46, Page 41, in the Office of the Chancery Clerk of DeSoto County, Mississippi.
7. The trustee(s) are authorized by the Trust Agreement to sell, convey, pledge, mortgage, lease, manage, operate, control transfer title, divide, convert or allot the trust property, including real and personal property including but not limited to securities of all kinds, and to sell upon deferred payments, except as limited by the following (if none, so indicate):  
NONE

8. The undersigned hereby represents that the statements contained in this Certificate of Trust are true and correct, and that there are no other provisions in the Trust Agreement or amendments to it that limit the powers of the Trustee to sell, convey, pledge, mortgage, lease, manage, operate, control, transfer title, divide, convert, allot or sell upon deferred payments trust property, including real and personal property including but not limited to securities of all kinds.
9. This trust has not been revoked, modified, or amended in any manner which would cause the representations in this certification of trust to be incorrect. This trust is being signed by all currently acting trustees of the trust.

*Emma Jean Phillips*  
 EMMA JEAN PHILLIPS  
 Signature of Settlor

*Emma Jean Phillips, Trustee*  
 EMMA JEAN PHILLIPS, Trustee of the  
 Emma Jean Phillips Family Trust

STATE OF MISSISSIPPI  
 COUNTY OF DESOTO

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, duly commissioned and qualified, Emma Jean Phillips, the within named Settlor, with whom I am personally acquainted, or proved to me on this basis of satisfactory evidence, and who acknowledged that she executed and delivered the foregoing instrument on the date therein mentioned and for the purposes therein contained.

Sworn to and subscribed before me this the 29<sup>th</sup> day of JANUARY, 2004.

*[Signature]*  
 Notary Public

My Commission Expires: 9/24/2005

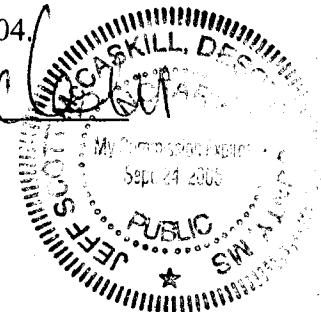
STATE OF MISSISSIPPI  
 COUNTY OF DESOTO

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, duly commissioned and qualified, Emma Jean Phillips, the within named Trustee of the Emma Jean Phillips Family Trust, with whom I am personally acquainted, or proved to me on this basis of satisfactory evidence, and who acknowledged that she executed and delivered the foregoing instrument on the date therein mentioned and for the purposes therein contained, after having been duly authorized so to do.

Sworn to and subscribed before me this the 29<sup>th</sup> day of JANUARY, 2004.

*[Signature]*  
 Notary Public

My Commission Expires: 9/24/2005



PREPARER'S STATEMENT AND INDEXING INSTRUCTION

TYPE OF INSTRUMENT:

CERTIFICATE OF TRUST AGREEMENT

PREPARER'S NAME AND ADDRESS:

Jeffrey S. McCaskill  
Holcomb Dunbar, P.A.  
P.O. Box 190  
Southaven, MS 38671  
662.349.0664

INDEXING INSTRUCTIONS:

Lot 168, Fairway Oaks Subdivision, Section 6, Township 3 South, Range 7 West, Plat Book 46,  
Page 41.

TENDERED FOR RECORDING BY (PLEASE RETURN TO):

Jeffrey S. McCaskill  
Holcomb Dunbar, P.A.  
P.O. Box 190  
Southaven, MS 38671  
662.349.0664  
**904012**